



February 9, 2005

HOUSE BILL No. 1746

DIGEST OF HB 1746 (Updated February 2, 2005 5:38 pm - DI 69)

Citations Affected: IC 5-2.

Synopsis: Sex offender registry. Adds registered neighborhood associations to the list of entities that must periodically receive the sex and violent offender directory published by the criminal justice institute.

Effective: July 1, 2005.

Budak, Ayres, Ulmer

January 19, 2005, read first time and referred to Committee on Courts and Criminal Code.
February 8, 2005, reported — Do Pass.

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HB 1746—LS 7538/DI 106+



February 9, 2005

First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

HOUSE BILL No. 1746

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 5-2-6-3.5 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 3.5. (a) The sex and
3 violent offender directory established under section 3 of this chapter
4 must include the names of each offender who is or has been required
5 to register under IC 5-2-12.

6 (b) The institute shall do the following:

7 (1) Update the directory at least one (1) time every six (6) months.

8 (2) Publish the directory on the Internet through the computer
9 gateway administered by the intelnet commission under
10 IC 5-21-2 and known as accessIndiana.

11 (3) Make the directory available on a computer disk and, at least
12 one (1) time every six (6) months, send a copy of the computer
13 disk to the following:

14 (A) All school corporations (as defined in IC 20-1-6-1).

15 (B) All nonpublic schools (as defined in IC 20-10.1-1-3).

16 (C) All state agencies that license individuals who work with
17 children.

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(D) The state personnel department to screen individuals who may be hired to work with children.

(E) All child care facilities licensed by or registered in the state.

(F) A neighborhood association that:

(i) registers with the institute;

(ii) includes a description of the geographic boundaries of the neighborhood association with its registration; and

(iii) requests a copy of the directory.

~~(F)~~ **(G)** Other entities that:

(i) provide services to children; and

(ii) request the directory.

(4) Maintain a hyperlink on the institute's computer web site that permits users to connect to the Indiana sheriffs' sex offender registry web site established under IC 36-2-13-5.5.

(5) Make a paper copy of the directory available upon request.

(c) A copy of the directory:

(1) provided to a child care facility under subsection (b)(3)(E);

(2) provided to another entity that provides services to children under subsection ~~(b)(3)(F)~~; **(b)(3)(G)**; or

(3) that is published on the Internet under subsection (b)(2);

must include the home address of an offender whose name appears in the directory.

(d) When the institute publishes on the Internet or distributes a copy of the directory under subsection (b), the institute shall include a notice using the following or similar language:

"Based on information submitted to the criminal justice institute, a person whose name appears in this directory has been convicted of a sex offense or a violent offense or has been adjudicated a delinquent child for an act that would be a sex offense or violent offense if committed by an adult."

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred House Bill 1746, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

ULMER, Chair

Committee Vote: yeas 11, nays 0.

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